

### CERTIFIED STATEMENT

RE: Bulk Chemicals

I, Megan Young-Kraft, state that the following facts are true and current to the best of my knowledge, information and belief:

1. The Berks County Local Emergency Planning Committee (LEPC) was designated by the State Emergency Response Commission (SERC) pursuant to the provisions of Section 301(c) of the Emergency Planning and Community Right-to-Know Act of 1986 (EPCRA) for the Commonwealth of Pennsylvania.
2. I am the SARA Planner for the Berks County Department of Emergency Services.
3. On or about 07/18/19, a due diligent search of our records concerning the **Bulk Chemicals** facility located at **809 Mohrsville Road in Shoemakersville, Pennsylvania 19541**, owned/operated by **Bulk Chemicals**, was conducted.
4. A facility is subject to Section 302 if an Extremely Hazardous Substance (EHS) is present in a quantity that meets or exceeds the Threshold Planning Quantity (TPQ) for that substance. Section 302(c) initially required the owner/operator of a covered facility to notify the SERC by May 17, 1987, that the facility was subject to the Emergency Planning provisions of EPCRA. Thereafter, the owner/operator of a covered facility is required to notify the SERC that it is subject to the requirements of Section 302 within 60 days after acquisition of the TPQ of an EHS covered by subsection (a) or a revision of the list referred to in subsection (a) for which the facility has present the TPQ of a substance on the revised list.
5. No response concerning this requirement of EPCRA was found by the LEPC.  
(A/No)

If a response was found, please provide a copy with return of this Certified Statement and indicate the date that the response was received by the LEPC.

N/A [date Section 302 response received by LEPC].

6. Section 303(d) initially required the owner/operator of a covered facility under Section 302(c) to notify the LEPC by September 17, 1987, or within 30 days of establishment of the LEPC, whichever was earlier, of a facility representative who will participate in the emergency planning process as the Facility Emergency Coordinator (FEC). Thereafter, paragraph (2) of subsection (a) requires the owner/operator of a facility to promptly notify the emergency planning committee of any relevant changes occurring at such facility as such changes occur or are expected to occur.
7. No response concerning this requirement of EPCRA was found by the LEPC.  
(A/No)

If a response was found, please provide a copy with return of this Certified Statement and indicate the date that the response was received by the LEPC.

N/A [date Section 303 response received by LEPC].

8. Section 304(b)(1) requires that the owner/operator of a facility that experiences a release of an Extremely Hazardous Substance (EHS) or a Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA) hazardous substance above the Reportable Quantity (RQ) must report that release immediately to any and all SERCs and LEPCs affected by such release.
9. Section 304(c) requires the owner/operator of a facility that has had a release of an EHS or CERCLA hazardous substance above the RQ to submit a written follow-up notification of the release, as soon as practical, to any and all SERCs and LEPCs affected by such release.
10. On or about **June 10, 2019**, a release of **Nitric Acid** was reported to the National Response Center. This release reportedly occurred on **June 9, 2019**.

- 11a. Did the **Bulk Chemicals** facility notify any and all LEPCs affected by such release?  
No (Yes/No)

If yes, please provide the full name of the individual who placed the telephone call to the LEPC N/A, the individual's association with **Bulk Chemicals** N/A, the date of the notification N/A, and time of the notification N/A (a.m. / p.m. - circle one).

Please provide an explanation of the notification process for your LEPC (i.e. calling 911 or a separate LEPC telephone number).

calling 911

- 11b. Did the **Bulk Chemicals** facility provide written follow-up notification to the LEPC?  
No (Yes/No) If yes, date N/A; and please provide all of the supporting documentation.

12. Section 311(a)(1) of EPCRA requires owners/operators of a facility that must prepare or have available Material Safety Data Sheets (MSDSs) under the OSHA Hazard Communication Standard (HCS) to submit the actual MSDSs for each chemical, or a list of MSDS chemicals, present in quantities which meet or exceed the minimum threshold level for that substance by October 17, 1987, to the SERC, the LEPC, and the local Fire Department. Thereafter, Section 311 (d)(2) requires owners/operators of facilities to submit revised MSDSs or a revised list of MSDS chemicals to the SERC, the LEPC, and the local Fire Department within 3 months following the discovery of significant new information concerning an aspect of a hazardous chemical for which a MSDS was previously submitted, or acquisition of a hazardous chemical or EHS, for which a MSDS is required by OSHA, in quantities which meet or exceed the minimum threshold level for that substance.

13. No response concerning this requirement of EPCRA was found by the LEPC.  
(A/No)

If a response for Section 311 was found by the LEPC or if the LEPC is accepting a Tier II Form as a response for Section 311, please indicate the date that the latest response was received by the LEPC.

N/A [date last Section 311 response received by LEPC]

14. Section 312(a)(1) requires the owner/operator of a facility that is covered by Section 311 of EPCRA to submit a Tier I or Tier II Report to the SERC, the LEPC, and the local Fire Department, on or before March 1, 1988, and annually thereafter, for all hazardous chemicals present at the facility in quantities which meet or exceed the minimum threshold level for that substance.

- 15a. For **Calendar Year 2016:**

No response concerning this requirement of EPCRA was found by the LEPC.  
(A/No)

If a response to Section 312 for calendar year 2016 (which was due by March 1, 2017) was found by the LEPC, please provide a copy with return of this Certified Statement and indicate the date that the response was received by the LEPC.

N/A [date Section 312 for calendar year 2016 response received by LEPC]

- 15b. For **Calendar Year 2017:**

No response concerning this requirement of EPCRA was found by the LEPC.  
(A/No)

If a response to Section 312 for calendar year 2017 (which was due by March 1, 2018) was found by the LEPC, please provide a copy with return of this Certified Statement and indicate the date that the response was received by the LEPC.

N/A [date Section 312 for calendar year 2017 response received by LEPC]

- 15c. For **Calendar Year 2018:**

No response concerning this requirement of EPCRA was found by the LEPC.  
(A/No)

If a response to Section 312 for calendar year 2018 (which was due by March 1, 2019) was found by the LEPC, please provide a copy with return of this Certified Statement and indicate the date that the response was received by the LEPC.

N/A [date Section 312 for calendar year 2018 response received by LEPC]

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16. With your response please include copies of additional information regarding compliance and requests for information that have been sent to, or received from, this facility. This may include but is not limited to, the last known Tier I or Tier II submission, requests for information, updates received and requested from off-site response plans and any other information you feel may be pertinent to this request for information.



Megan Young-Kraft  
SARA Planner

Berks County Department of Emergency Services

07/18/2019  
DATE